

**ENTERED**

May 01, 2023

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION

STATE OF TEXAS,

Plaintiff,

VS.

XAVIER BECERRA, *in his official  
capacity as Secretary of Health and  
Human Services, et al.*,

Defendants.

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3:22-CV-419

**ORDER**

The parties filed this joint motion to extend, citing the defendants' failure to comply with Rule 6 of the Galveston Division Rules of Practice—"Special Requirement for Motions to Dismiss under Rule 12(b)." Dkt. 11. Finding that the parties' proposed extension mitigates any harm caused by the defendants' error, the court grants the order. Accordingly, the plaintiff shall have until May 12, 2023, to amend its complaint and, if it chooses not to amend, until June 2, 2023, to respond to the pending motion to dismiss (Dkt. 10).

Signed on Galveston Island this 1st day of May, 2023.

  
JEFFREY VINCENT BROWN  
UNITED STATES DISTRICT JUDGE